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8 **IN THE UNITED STATES DISTRICT COURT**  
9 **FOR THE EASTERN DISTRICT OF CALIFORNIA**  
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11 RAY BROWN FORD,  
12 Plaintiff,

No. CIV S-02-1693-DFL-CMK

13 vs.

ORDER

14 MICHAEL MARTEL,  
15 Defendant.

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17 Plaintiff, a state prisoner proceeding pro se and in forma pauperis, brings this civil  
18 rights action under 42 U.S.C. § 1983. The matter was referred to a United States Magistrate  
19 Judge under Local Rule 72-302(c)(21).

20 On September 15, 2005, the magistrate judge filed findings and recommendations  
21 herein which were served on plaintiff and which contained notice to plaintiff that any objections  
22 to the findings and recommendations were to be filed within 10 days. Plaintiff has filed  
23 objections to the findings and recommendations.

24 In accordance with the provisions of 28 U.S.C. § 636(b)(1)(C) and Local Rule 72-  
25 304, this court has conducted a de novo review of this case. Having carefully reviewed the entire  
26 file, the court finds that the findings and recommendations are supported by the record and by

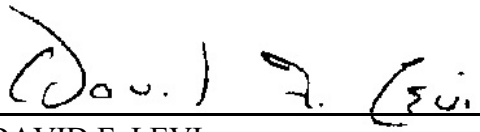
1 proper analysis.

2 Accordingly, IT IS HEREBY ORDERED that:

- 3 1. The findings and recommendations filed September 15, 2005, are adopted  
4 in full;
- 5 2. Defendant's motion for summary judgment is granted; and,
- 6 3. The clerk shall enter judgment.
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8 DATED: 9/29/2006

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12 DAVID F. LEVI  
13 United States District Judge  
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